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U.S. District Court
United States District Court for the Western District of Washington (Tacoma)
CRIMINAL DOCKET FOR CASE #: 3:10-cr-05001-RJB-1

Case title: USA v. Saldana et al

Date Filed: 01/06/2010

Magistrate judge case number: 3:09-mj-05290-DWC

Date Terminated: 10/22/2010

Assigned to: Judge Robert J. Bryan

Defendant (1)**Armando S Saldana***TERMINATED: 10/22/2010*represented by **Michael Edward Schwartz**

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*TERMINATED: 05/13/2010**LEAD ATTORNEY**Designation: CJA Appointment***Zenon P Olbertz**

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*LEAD ATTORNEY**ATTORNEY TO BE NOTICED**Designation: CJA Appointment***April Boutillette Brinkman**

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*TERMINATED: 12/30/2009**Designation: CJA Appointment***Pending Counts**

CONSPIRACY TO DISTRIBUTE
METHAMPHETAMINE
(1s)

Disposition

120 mos BOP custody; 5 yrs SR; fine
waived; \$100 SPA

Highest Offense Level (Opening)

Felony

Terminated Counts

Conspiracy to Distribute Methamphetamine
21:841(a)(1) & 841(b)(1)(B) & 846
(1)

Disposition

disposed

Distribution of Methamphetamine 21:841(a)
(1) & 841(b)(1)(C) & 18:2
(2-6)

disposed

Highest Offense Level (Terminated)

Felony

Complaints

21:841A=CD.F - Count 1: Conspiracy to
Distribute Methamphetamine;
21:841A=CD.F - Counts 2-6: Distribution
of Methamphetamine

Disposition**Plaintiff**

USA

represented by **Michael Dion**
US ATTORNEY'S OFFICE (SEA)
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
12/07/2009	<u>1</u>	COMPLAINT as to Armando S Saldana (1) and Ernesto M Saldana (2). (KAM) [3:09-mj-05290-DWC] (Entered: 12/08/2009)
12/10/2009		Case unsealed as to Armando S Saldana, Ernesto M Saldana (TW) [3:09-mj-05290-DWC] (Entered: 12/14/2009)
12/30/2009		Arrest of Armando S Saldana on 12/30/2009. (TW) [3:09-mj-05290-DWC] (Entered: 12/30/2009)
12/30/2009	<u>14</u>	CJA 20 as to Armando S Saldana: Appointment of Attorney April Boutillette Brinkman for Armando S Saldana signed by Judge David W. Christel. **FOR INITIAL APPEARANCE ONLY** (TW) [3:09-mj-05290-DWC] (Entered: 12/30/2009)
12/30/2009	<u>15</u>	CJA 20 as to Armando S Saldana: Appointment of Attorney Michael Edward Schwartz for Armando S Saldana signed by Judge David W. Christel. (TW) [3:09-mj-05290-DWC] (Entered: 12/30/2009)

12/30/2009	16	MOTION for Detention by USA as to Armando S Saldana (TW) [3:09-mj-05290-DWC] (Entered: 12/30/2009)
12/30/2009	17	Minute Entry for proceedings held before Judge David W. Christel- CRD: <i>Dayve Taylor</i> ; AUSA: <i>Randy St. Clair</i> ; Def Cnsl: <i>April Brinkman for Michael Schwartz</i> ; PTS: <i>Michele Martins</i> ; Time of Hearing: 2:50; Session #: <i>VANC123009</i> ; INITIAL APPEARANCE as to Armando S Saldana held on 12/30/2009. Defendant advised of rights and charges. Court hears argument on Mtn to Unshackle - DENIED. Defendant remanded to custody. Detention Hearing set for 1/4/2010 at 01:30 PM in D Courtroom before Judge J Richard Creatura. Preliminary Examination set for 1/13/2010 at 10:00 AM in D Courtroom before Judge J Richard Creatura. (TW) [3:09-mj-05290-DWC] (Entered: 12/30/2009)
12/30/2009	18	Arrest Warrant Returned Executed on 12/30/09 in case as to Armando S Saldana. (TW) [3:09-mj-05290-DWC] (Entered: 12/30/2009)
12/31/2009	19	NOTICE OF RESCHEDULED HEARING TIME as to Armando S Saldana (cc: USPO, PTS, USMO): The time for the Detention Hearing on 1/4/2010 is now 03:15 PM in D Courtroom before Judge J Richard Creatura. (TW) [3:09-mj-05290-DWC] (Entered: 12/31/2009)
12/31/2009	20	NOTICE OF ATTORNEY APPEARANCE: Michael Edward Schwartz appearing for Armando S Saldana (Schwartz, Michael) [3:09-mj-05290-DWC] (Entered: 12/31/2009)
12/31/2009	21	DEMAND by Armando S Saldana (Schwartz, Michael) [3:09-mj-05290-DWC] (Entered: 12/31/2009)
01/04/2010	22	Minute Entry for proceedings held before Judge J Richard Creatura- CRD: <i>K Miller</i> ; AUSA: <i>Jim Lord for Michael Dion</i> ; Def Cnsl: <i>Michael Schwartz</i> ; PTS: <i>Sarah Cavendish</i> ; Time of Hearing: 3:00 PM; Courtroom: D; Session #: <i>TAC100104</i> ; DETENTION HEARING as to Armando S Saldana held on 1/4/2010. Defendant stipulates to the issue. Defendant ORDERED detained without prejudice to review. Defendant remanded to custody. (KAM) [3:09-mj-05290-DWC] (Entered: 01/04/2010)
01/04/2010	23	DETENTION ORDER PENDING TRIAL as to Armando S Saldana by Judge J Richard Creatura. This Order is entered without prejudice to review. (cc: PTS, USMO) (KAM) [3:09-mj-05290-DWC] (Entered: 01/04/2010)
01/06/2010	24	INDICTMENT as to Armando S Saldana (1) count(s) 1, 2-6, Ernesto M Saldana (2) count(s) 1, 2-3, 6. (Attachments: # 1 Status Sheet) (JK) (Entered: 01/06/2010)
01/06/2010	25	SEALED Signature Page to 24 Indictment as to Armando S Saldana, Ernesto M Saldana. (JK) (Entered: 01/06/2010)
01/06/2010	26	ORDER CONTINUING DETENTION as to Armando S Saldana by Hon. Brian A Tsuchida. cc: USMO; (JK) (Entered: 01/06/2010)
01/06/2010	28	Letter scheduling arraignment for defendant Armando S Saldana, Ernesto M Saldana. Arraignment set for 1/15/2010 at 01:30 PM before Judge J Richard Creatura. (Dion, Michael) (Entered: 01/06/2010)
01/15/2010	31	Minute Entry for proceedings held before Judge J Richard Creatura- CRD: <i>K Miller</i> ; AUSA: <i>Barb Sievers for Mike Dion</i> ; Def Cnsl: <i>Michael Schwartz</i> ; Time of Hearing: 1:30 PM; Courtroom: D; Session #: <i>TAC100115</i> ; ARRAIGNMENT as to Armando S Saldana (1) on Counts 1,2-6 held on 1/15/2010. Defendant advised of charges and penalties. Defendant plead NOT GUILTY to all charges. Defendant remanded to custody. Motions due by 2/5/2010. Jury Trial is set for 3/8/2010 at 09:30 AM in A Courtroom before Judge Robert J. Bryan. Pretrial Conference set for 3/2/2010 at 08:30 AM in A Courtroom before Judge Robert J. Bryan. (KAM) (Entered: 01/15/2010)

02/04/2010	33	STIPULATED MOTION <i>TO CONTINUE TRIAL DATE</i> by Ernesto M Saldana as to Armando S Saldana, Ernesto M Saldana (Attachments: # 1 Proposed Order)(Sullivan, Linda) (Entered: 02/04/2010)
02/04/2010	34	AFFIDAVIT of LINDA R. SULLIVAN by Ernesto M Saldana as to Armando S Saldana, Ernesto M Saldana re 33 STIPULATED MOTION filed by Ernesto M Saldana (Sullivan, Linda) (Entered: 02/04/2010)
02/04/2010	37	ORDER CONTINUING TRIAL DATE as to Armando S Saldana, Ernesto M Saldana Bryan. (cc: PTS/USPO, USMO)(Jury Trial is RESET for 5/17/2010 at 09:30 AM in Courtroom A before Judge Robert J. Bryan. Motions due by 4/16/2010. Pretrial Conference RESET for 5/7/2010 at 08:30 AM.) (DK) (Entered: 02/05/2010)
04/13/2010	38	MOTION to Continue Trial <i>**Unopposed**</i> by Ernesto M Saldana as to Armando S Saldana, Ernesto M Saldana (Attachments: # 1 Proposed Order) Noting Date 4/23/2010, (Carpenter, John) (Entered: 04/13/2010)
04/13/2010	39	AFFIDAVIT of John C. Carpenter by Ernesto M Saldana as to Armando S Saldana, Ernesto M Saldana re 38 MOTION to Continue Trial filed by Ernesto M Saldana (Carpenter, John) (Entered: 04/13/2010)
04/20/2010	41	ORDER CONTINUING TRIAL DATE as to Armando S Saldana, Ernesto M Saldana, by Judge Robert J. Bryan. (cc: PTS/USPO, USMO) Jury Trial is RESET for 6/7/2010 at 09:30 AM in Courtroom A before Judge Robert J. Bryan. Motions due by 5/6/2010, Pretrial Conference set for 5/26/2010 at 08:30 AM. (DK) (Entered: 04/20/2010)
04/28/2010	42	WAIVER of Speedy Trial by Armando S Saldana (Schwartz, Michael) (Entered: 04/28/2010)
05/10/2010	44	NOTICE OF HEARING as to Armando S Saldana (cc: USPO, PTS, USMO) Change of Plea Hearing set for 5/13/2010 at 10:00 AM in D Courtroom before Judge J Richard Creatura. (KAM) (Entered: 05/10/2010)
05/13/2010	45	Minute Entry for proceedings held before Judge J. Kelley Arnold- CRD: <i>K Miller</i> ; AUSA: <i>Michael Dion</i> ; Def Cnsl: <i>Michael Schwartz</i> ; USPO: <i>Ed Del Toro</i> ; Time of Hearing: <i>9:30 AM</i> ; Courtroom: <i>D</i> ; Session #: <i>TAC100513</i> ; Scheduled Change of Plea Hearing Not Held as to Armando S Saldana. Prior to court this morning, the defendant advised his attorney of his wish for new representation. On the record - AUSA Dion excused from the courtroom. Attorney Mike Schwartz requests the court to allow him to withdraw and hire substitute counsel. Court has colloquy with the defendant on the issue. Court GRANTS request and directs deputy clerk to notify the CJA Administration of such ruling. Defendant REMANDED. Trial date remains as previously set. (KAM) (Entered: 05/13/2010)
05/13/2010	46	CJA 20 as to Armando S Saldana: Appointment of Attorney Zenon P Olbertz for Armando S Saldana signed by Judge J. Kelley Arnold. Attorney Zenon P Olbertz replacing Attorney Michael E Schwartz. (KAM) (Entered: 05/13/2010)
05/24/2010	53	MOTION to Continue Trial <i>Date</i> by Armando S Saldana. (Attachments: # 1 Proposed Order) Noting Date 5/28/2010, (Olbertz, Zenon) (Entered: 05/24/2010)
05/24/2010	54	WAIVER of Speedy Trial by Armando S Saldana (Olbertz, Zenon) (Entered: 05/24/2010)
05/25/2010	55	ORDER CONTINUING TRIAL DATE as to Armando S Saldana, signed by Judge Robert J. Bryan. (cc: PTS/USPO, USMO) Jury Trial is reset for 9/27/2010 at 09:30 AM. (DK) (Entered: 05/25/2010)
05/25/2010	56	NOTICE OF RESCHEDULED HEARING as to Armando S Saldana (cc: USPO, PTS, USMO) Pretrial Conference is RESET for 9/17/2010 at 08:30 AM. (DK) (Entered: 05/25/2010)

		05/25/2010)
07/20/2010	59	NOTICE OF HEARING as to Armando S Saldana (cc: USPO, PTS, USMO) Change of Plea Hearing set for 7/27/2010 at 01:30 PM in F Courtroom before Judge Karen L Strombom. (TW) (Entered: 07/20/2010)
07/20/2010	60	SUPERSEDING FELONY INFORMATION as to Armando S Saldana (1) count(s) 1s. (CMG) (Entered: 07/23/2010)
07/27/2010	61	WAIVER OF INDICTMENT by Armando S Saldana (TW) (Entered: 07/28/2010)
07/27/2010	62	CONSENT TO RULE 11 PLEA in a felony case as to Armando S Saldana (TW) (Entered: 07/28/2010)
07/27/2010	63	PLEA AGREEMENT as to Armando S Saldana (cc: USPO, FLU, AFU) (TW) (Entered: 07/28/2010)
07/27/2010	64	Minute Entry for proceedings held before Judge Karen L Strombom- CRD: <i>Traci Whiteley</i> ; AUSA: <i>Michael Dion</i> ; Def Cnsl: <i>Zenon Olbertz</i> ; USPO: <i>Ed Del Toro</i> ; Time of Hearing: 2:00; Courtroom: F; Session #: <i>TAC100727</i> ; CHANGE OF PLEA HEARING as to Armando S Saldana held on 7/27/2010. Defendant present in custody. Defendant placed under oath and advised of rights/charges/penalties; Defendant executes Consent to Rule 11 Plea in a felony case before a U.S. Magistrate Judge; Defendant waives indictment by the Grand Jury; Education = high school; Court reviews the plea agreement; Armando S Saldana (1) pleads GUILTY to Count 1s. Court finds the Defendant is competent to enter a guilty plea; Court signs the Report and Recommendation and Counsel have fourteen days to file objections; Court orders the preparation of a Presentence Report. Defendant remanded to custody. Sentencing set for 10/22/2010 at 09:30 AM in A Courtroom before Judge Robert J. Bryan. (TW) (Entered: 07/28/2010)
07/27/2010	65	REPORT AND RECOMMENDATION re Plea of Guilty as to Armando S Saldana by Judge Karen L Strombom. (cc: USPO) Noting Date 8/12/2010, (Attachments: # 1 Proposed Acceptance of Plea) (TW) (Entered: 07/28/2010)
07/27/2010	66	ORDER FOR SENTENCING PROCEDURE as to Armando S Saldana by Judge Karen L Strombom. (cc: USPO, PTS) (TW) (Entered: 07/28/2010)
08/13/2010	68	ORDER OF ACCEPTANCE OF PLEA OF GUILTY, ADJUDICATION OF GUILT, AND NOTICE OF SENTENCING as to Armando S Saldana by Judge Robert J. Bryan. (cc: USPO) (DK) (Entered: 08/13/2010)
10/15/2010	79	MOTION to Seal Document <i>re Gov's Sentencing Memo</i> by USA as to Armando S Saldana (Attachments: # 1 Proposed Order) Noting Date 10/26/2010, (Dion, Michael) (Entered: 10/15/2010)
10/15/2010	80	SEALED DOCUMENT <i>Government's Sentencing Memorandum</i> by USA as to Armando S Saldana re 79 MOTION to Seal Document <i>re Gov's Sentencing Memo</i> (Dion, Michael) (Entered: 10/15/2010)
10/15/2010	81	MOTION to Seal Document & <i>Proposed Order to Seal Sentencing Memorandum</i> by Armando S Saldana. (Olbertz, Zenon) (Entered: 10/15/2010)
10/15/2010	82	SEALED DOCUMENT by Armando S Saldana re 81 MOTION to Seal Document & <i>Proposed Order to Seal Sentencing Memorandum</i> (Olbertz, Zenon) (Entered: 10/15/2010)
10/18/2010	83	Letter regarding Sentencing as to defendant Armando S Saldana (Olbertz, Zenon)

		(Entered: 10/18/2010)
10/22/2010	84	Minute Entry for proceedings held before Judge Robert J. Bryan- CRD: <i>Dara Kaleel</i> ; AUSA: <i>Michael Dion</i> ; Def Cnsl: <i>Zenon Olbertz</i> ; USPO: <i>Edward Del Toro</i> ; Court Reporter: <i>Teri Hendrix</i> ; SENTENCING held on 10/22/2010 for Armando S Saldana (1). Pending motions to seal GRANTED. Count 1s = 120 mos BOP custody; 5 yrs SR; fine waived; \$100 SPA. Recommendation made drug treatment program and placement at FCI Sheridan. Dft advised of appeal rights; Dft remanded to custody. (DK) (Entered: 10/25/2010)
10/22/2010	85	ORDER granting 79 Motion to Seal Document as to Armando S Saldana (1) by Judge Robert J. Bryan.(DK) (Entered: 10/25/2010)
10/22/2010	86	ORDER granting 81 Motion to Seal Document as to Armando S Saldana (1) by Judge Robert J. Bryan.(DK) (Entered: 10/25/2010)
10/22/2010	87	JUDGMENT as to Armando S Saldana by Judge Robert J. Bryan. (cc: USPO, PTS, FLU, Fin., USMO, Sea Tac Det) (DK) (Entered: 10/25/2010)
07/09/2020	118	ORDER/PETITION FOR WARRANT FOR OFFENDER UNDER SUPERVISION (12C) as to Armando S Saldana by Judge Robert J. Bryan. (Attachments: # 1 Warrant) (TC) Unsealed on 9/16/2020 (TW). (Entered: 07/09/2020)
09/04/2020	120	Rule 5(c)(3) Documents Received as to Armando S Saldana from the District of Oregon (Portland), case number 3:18-CR00400-001-MO, include the following: Docket Sheet, 9/4/20 Minutes, Commitment to Another District, Waiver of Rule 32.1 Hearing, and Transmittal Email. NOTE: Defendant Remains in Custody Pending Transport to WA/WD. (Attachments: # 1 Transmittal Email)(SP) (Entered: 09/16/2020)
09/16/2020	121	ORDER/SUPPLEMENTAL PETITION FOR OFFENDER UNDER SUPERVISION (12C) as to Armando S Saldana by Judge Robert J. Bryan. (cc: USPO, CJA) (TC) (Entered: 09/16/2020)
09/16/2020	124	Arrest Warrant Returned Executed on 9/16/2020 in case as to Armando S Saldana. (KEB) (Entered: 09/16/2020)
09/16/2020	125	Minute Entry for proceedings held before Judge David W. Christel- CRD: <i>K Brye</i> ; AUSA: <i>Hillary Stuart for Michael Dion</i> ; Def Cnsl: <i>John Carpenter for Zenon Olbertz</i> ; USPO: <i>Todd Willson</i> ; Court Reporter: <i>Barry Fanning</i> ; Time of Hearing: 2:30 PM; Session #: <i>Zoom Audio/Video</i> ; INITIAL APPEARANCE AND DETENTION HEARING RE REVOCATION OF SUPERVISED RELEASE VIA ZOOM as to Armando S Saldana held on 9/16/2020. Financial reviewed - counsel remains appointed. Court addresses need for telephonic/video hearing due to COVID-19. Defendant consents to telephonic/video appearance. Defendant advised of/DENIES violations. Parties argue detention issue. Defendant placed on bond. Evidentiary Hearing on Revocation of Supervised Release set for 9/25/2020 at 10:00 AM in Courtroom A before Judge Robert J. Bryan. (KEB) (Entered: 09/16/2020)
09/16/2020	126	Appearance Bond Entered as to Armando S Saldana (1) Bond with standard and special conditions. (cc: PTS/USPO/USMO) (KEB) (Entered: 09/16/2020)
09/23/2020	127	NOTICE OF RESCHEDULED HEARING as to Armando S Saldana By request of the parties, Evidentiary Hearing on Revocation of Supervised Release RESET for 1/15/2021 at 10:00 AM in Courtroom A before Judge Robert J. Bryan. (cc: USPO, PTS, USMO) (TC) (Entered: 09/23/2020)
01/06/2021	130	NOTICE of Stricken Hearing on Revocation of Supervised Release - Evidentiary Hearing

		on 1/15/2021; as to Armando S Saldana. (TC) (Entered: 01/06/2021)
08/02/2021	131	ORDER/SUPPLEMENTAL PETITION FOR OFFENDER UNDER SUPERVISION (12C) as to Armando S Saldana by Judge Robert J. Bryan. (cc: USPO, CJA) (TC) (Entered: 08/02/2021)